



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Patent Application of

Sijem Sipma et al.

Application No.: 10/821,280

Filed: April 9, 2004

For: APPARATUS FOR CUTTING AND
STIRRING CURD

) **BOX AMENDMENT**

) Group Art Unit: 1761

) Examiner: Timothy F. Simone

) Confirmation No.: 1048

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Official Action issued on December 20, 2007, the following remarks are submitted.

The aforementioned Official Action raises a single issue in connection with this application -- an obviousness-type double patenting rejection of Claims 1-16 based on claims in U.S. Patent No. 6,257,129.

The undersigned telephoned Examiner Simone in February to discuss this outstanding issue. The undersigned explained that a Terminal Disclaimer relative to U.S. Patent No. 6,257,129 was filed in the original application (i.e., the application that issued as U.S. Patent No. 6,367,375). The undersigned also explained that since this Terminal Disclaimer carries over to the present reissue application, there exists no need to once again submit another Terminal Disclaimer. Indeed, as explained to Examiner Simone, § 1490 (V)(B) of the Manual of Patent Examining Procedure specifically states that "[w]here a terminal disclaimer was filed in an